

1010 10<sup>TH</sup> Street, Suite 3400, Modesto, CA 95354 Planning Phone: (209) 525-6330 Fax: (209) 525-5911 Building Phone: (209) 525-6557 Fax: (209) 525-7759

# CEQA Referral Initial Study And Notice of Intent to Adopt a Negative Declaration

Date: June 19, 2019

To: Distribution List (See Attachment A)

From: Kristin Doud, Senior Planner

**Planning and Community Development** 

Subject: REZONE AND PARCEL MAP APPLICATION NO. PLN2018-0173 - VIG-

**GOLDEN STATE, LLC.** 

Comment Period: June 19, 2019 – July 22, 2019

Respond By: July 22, 2019

Public Hearing Date: August 15, 2019

You may have previously received an Early Consultation Notice regarding this project, and your comments, if provided, were incorporated into the Initial Study. Based on all comments received, Stanislaus County anticipates adopting a Negative Declaration for this project. This referral provides notice of a 30-day comment period during which Responsible and Trustee Agencies and other interested parties may provide comments to this Department regarding our proposal to adopt the Negative Declaration.

All applicable project documents are available for review at: Stanislaus County Department of Planning and Community Development, 1010 10<sup>th</sup> Street, Suite 3400, Modesto, CA 95354. Please provide any additional comments to the above address or call us at (209) 525-6330 if you have any questions. Thank you.

Applicant: Dennis E. Wilson, Horizon Consulting Services

Project Location: 5049 Kiernan Court, north of Highway 99 & Kiernan Interchange, in the

Community of Salida.

APN: 136-017-017

Williamson Act

Contract: N/A

General Plan: Planned Development (P-D)

Community Plan: Salida – Planned Development

Current Zoning: P-D (319) (Planned Development)

Project Description: Request to rezone a 3.06-acre parcel currently zoned P-D (319), which is expired, to a new P-D (Planned Development) to allow the construction of a 62,185 square-foot hotel and a 15,725 square-foot office/warehouse. A parcel map to create parcels of 2 and 1.06 acres is also included with the request. The hotel, located on Parcel 1, is proposed to be four stories and 51 feet in height with 94 rooms. Hours of operation are seven days a week, 24 hours a day, with six

employees on a maximum shift and a peak daily customer visit of 81. The hotel is designed to allow for extended stays and will include rooms ranging from studios to one-bedroom units, each with a kitchenette. The hotel will also include an enclosed pool area, banquet rooms, meeting areas, and a combination of fitness and laundry room. The hotel proposes to include 99 parking stalls, parking lot lighting, screen landscaping along the rear property line adjacent to single-family residences, and an 8-foot tall block wall against the rear (north) and side (east and west) property lines. Construction is estimated to begin on or before June 1, 2021 and to be completed by June 1, 2022.

The office/warehouse, located on Parcel 2, is proposed to be one story, 22 feet in height, and to be utilized for various light industrial, low people intensive commercial, and office uses. The proposed office/warehouse does not currently have identified tenants, but proposed hours of operation are six days a week, 7 a.m. to 6 p.m., with five employees on a maximum shift and a peak daily customer visit of 10. Construction is estimated to begin on or before June 1, 2022 and to be completed by June 1, 2023.

The project will be served by the City of Modesto for water and Salida Sanitary District for sewer services. The site has access to County-maintained Kiernan Court.

Full document with attachments available for viewing at: http://www.stancounty.com/planning/pl/act-projects.shtm

## REZONE AND PARCEL MAP APPLICATION NO. PLN2018-0173 - VIG-GOLDEN STATE, LLC.

Attachment A

Distribution List

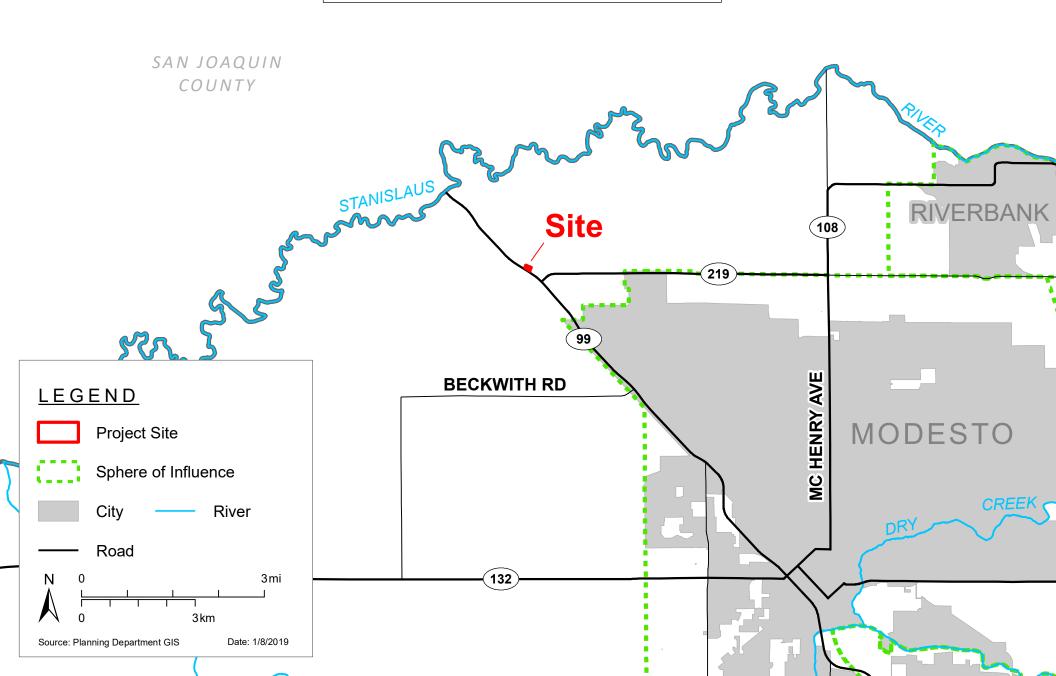
Distri	bution List		
	CA DEPT OF CONSERVATION Land Resources / Mine Reclamation		STAN CO ALUC
Χ	CA DEPT OF FISH & WILDLIFE		STAN CO ANIMAL SERVICES
	CA DEPT OF FORESTRY (CAL FIRE)	Х	STAN CO BUILDING PERMITS DIVISION
Χ	CA DEPT OF TRANSPORTATION DIST 10	Х	STAN CO CEO
Χ	CA OPR STATE CLEARINGHOUSE		STAN CO CSA
	CA RWQCB CENTRAL VALLEY REGION	Χ	STAN CO DER
	CA STATE LANDS COMMISSION	Х	STAN CO ERC
	CEMETERY DISTRICT	Х	STAN CO FARM BUREAU
	CENTRAL VALLEY FLOOD PROTECTION	Х	STAN CO HAZARDOUS MATERIALS
Х	CITY OF: MODESTO		STAN CO PARKS & RECREATION
Х	SANITARY DIST: SALIDA	Х	STAN CO PUBLIC WORKS
Х	COOPERATIVE EXTENSION		STAN CO RISK MANAGEMENT
	COUNTY OF:	Χ	STAN CO SHERIFF
Х	FIRE PROTECTION DIST: SALIDA	Х	STAN CO SUPERVISOR #3: WITHROW
	HOSPITAL DIST:	Х	STAN COUNTY COUNSEL
Χ	IRRIGATION DIST: MODESTO	Х	StanCOG
Χ	MOSQUITO DIST: EASTSIDE	Х	STANISLAUS FIRE PREVENTION BUREAU
Х	MOUNTIAN VALLEY EMERGENCY MEDICAL SERVICES	Х	STANISLAUS LAFCO
Х	MUNICIPAL ADVISORY COUNCIL: SALIDA		STATE OF CA SWRCB DIVISION OF DRINKING WATER DIST. 10
Х	PACIFIC GAS & ELECTRIC	Χ	SURROUNDING LAND OWNERS
	POSTMASTER:	Χ	TELEPHONE COMPANY: AT&T
Х	RAILROAD: UNION PACIFIC		TRIBAL CONTACTS (CA Government Code §65352.3)
Χ	SAN JOAQUIN VALLEY APCD		US ARMY CORPS OF ENGINEERS
Χ	SCHOOL DIST 1: SALIDA UNION		US FISH & WILDLIFE
Χ	SCHOOL DIST 2: MODESTO UNION	Х	US MILITARY (SB 1462) (7 agencies)
	WORKFORCE DEVELOPMENT		USDA NRCS
X	STAN CO AG COMMISSIONER	Х	WATER DIST: CITY OF MODESTO (DEL ESTE)
	TUOLUMNE RIVER TRUST		

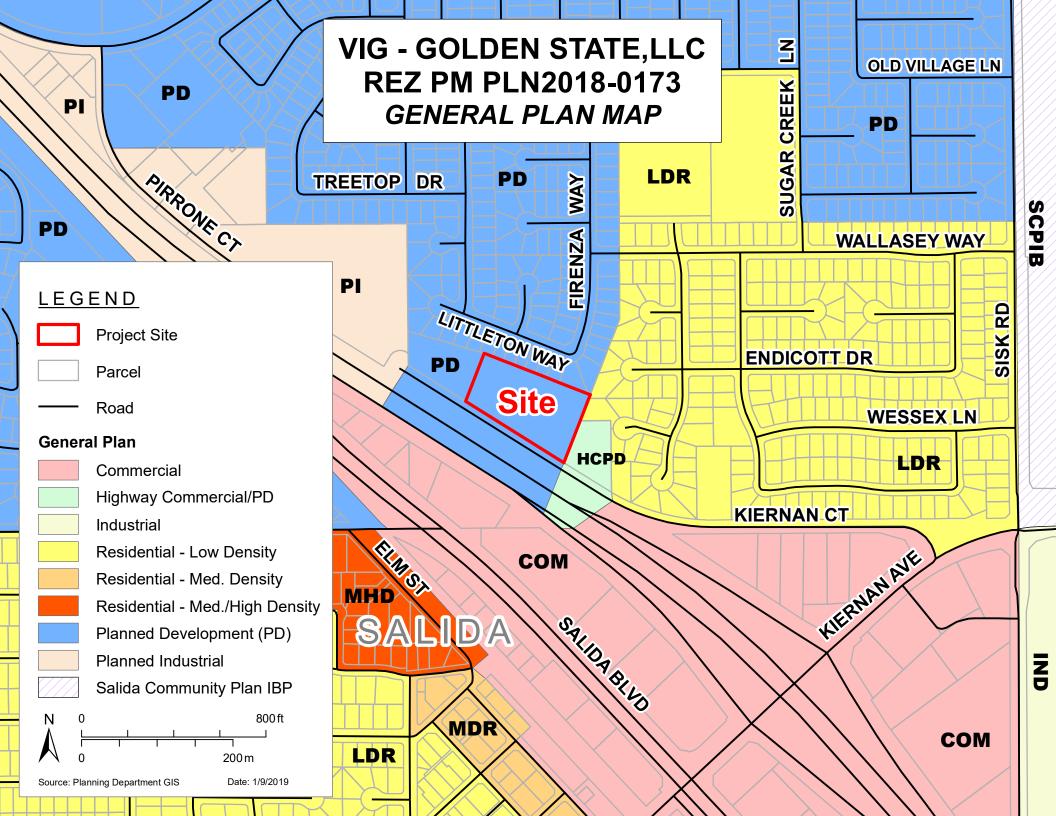


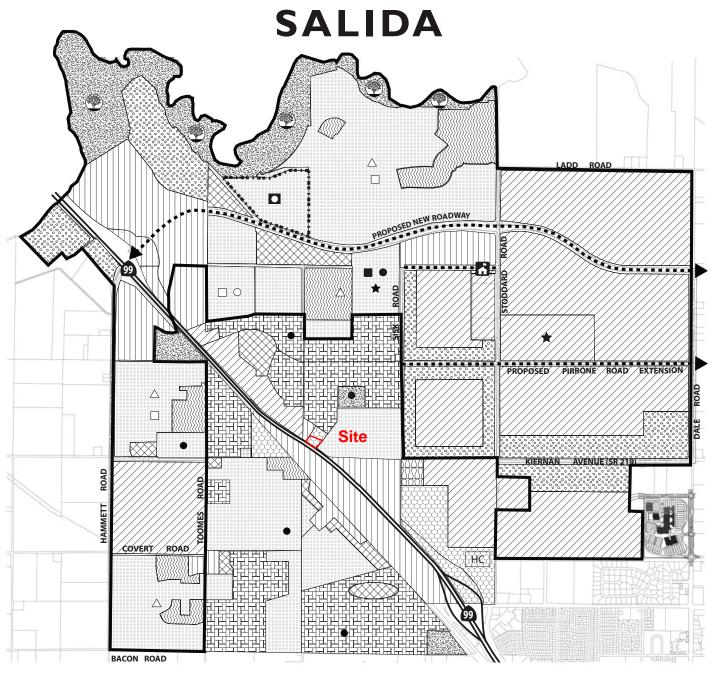
## STANISLAUS COUNTY CEQA REFERRAL RESPONSE FORM

TO:	Stanislaus County Plant 1010 10 <sup>th</sup> Street, Suite 34 Modesto, CA 95354		Development	
FROM:				
SUBJECT:	REZONE AND PARCEI GOLDEN STATE, LLC.	L MAP APPLICAT	TION NO. PLN2018-0173 – VI	G-
Based on this project:	agency's particular field(	s) of expertise, it is	s our position the above describ	ed
	_ Will not have a significant _ May have a significant eff _ No Comments.			
capacity, soil t 1. 2. 3. 4. Listed below a TO INCLUDE (PRIOR TO R 1. 2. 3. 4.	ypes, air quality, etc.) – (at are possible mitigation mea WHEN THE MITIGATIO ECORDING A MAP, PRIO	asures for the above ON OR CONDITION	nation (e.g., traffic general, carrying the if necessary)  e-listed impacts: PLEASE BE SURVINEEDS TO BE IMPLEMENTE FA BUILDING PERMIT, ETC.):	RE
Response pre	pared by:			
Name		Title	Date	

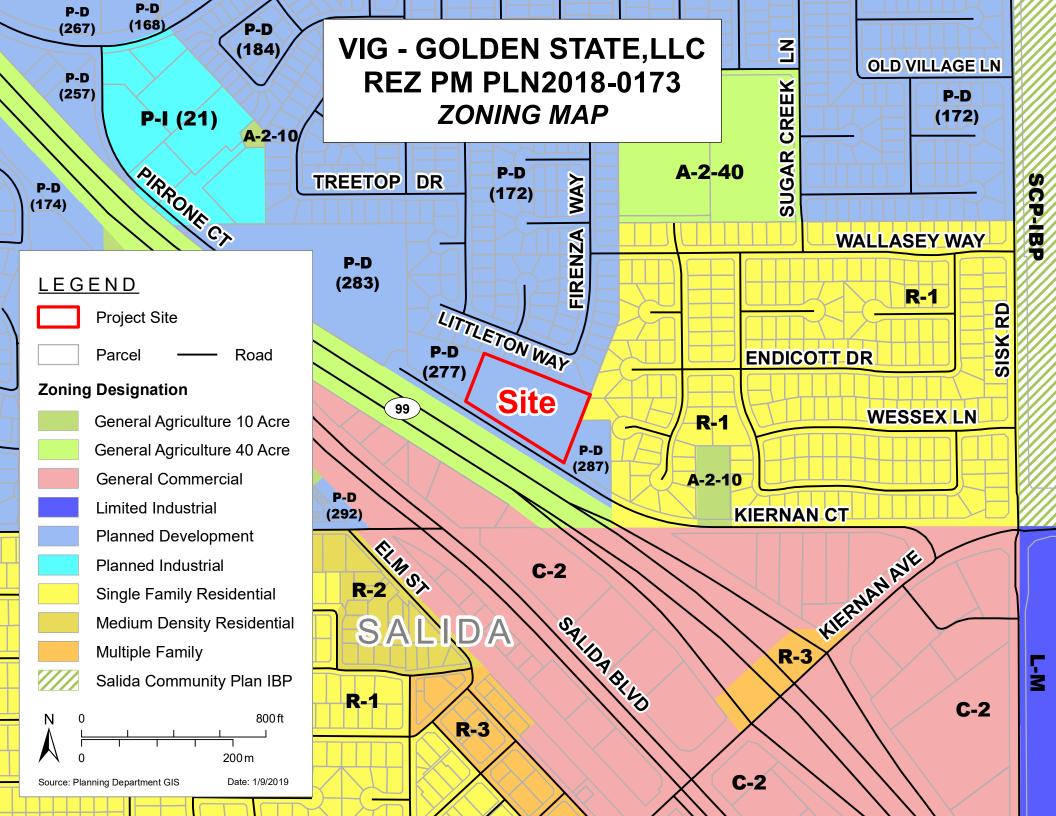
## VIG - GOLDEN STATE,LLC REZ PM PLN2018-0173 AREA MAP





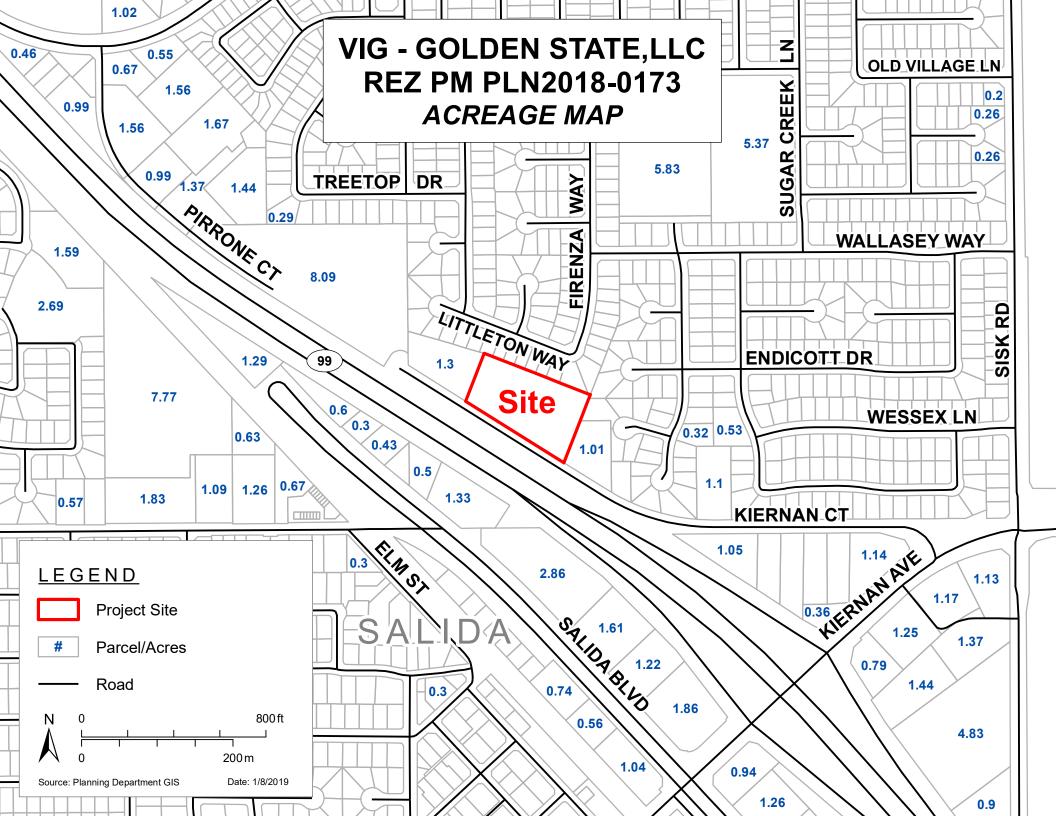


LAND USES	PARKS AND SCHO	PARKS AND SCHOOLS		LITIES
Low Density Residential	Existing Proposed		•••••	New Road
Low Density Residential (Within Project Boundary)	<b>▲</b> △	Neighborhood Park*		Special Treatment Area
Medium Density Residential		Elementary School*		Amendment Area Boundary
Medium High Density Residential	• 0	Middle School*		Existing Waste Water Treatment Plant*
Business Park	★ ☆	High School*	*	Proposed Fire Station*
Commercial		Stanislaus River Park*	Ņ	
Industrial				0 600 1200 1800
Planned Industrial				
Planned Development	COMMUNIT	ΓY PLAN		
HC Highway Commercial				
Agricultural	I-	138		* Symbol denotes general location









(E) S.F.D.

(E) S.F.D.



SITE PLAN- CONCEPTUAL DESIGN
1"=30'-0" (12.26.18



15,340 SQ.FT. 15,615 SQ.FT. 15,615 SQ.FT. 15,615 SQ.FT. 62,185 SQ.FT.

OUTDOOR POOL BACK PATIO 1,887 SQ.FT. 335 SQ.FT. 603 SQ.FT. FRONT PATIO

PROPOSED BUILDING HEIGHT: ± 54'-0"

PARKING ANALYSIS

REQUIRED: (GUESTROOMS (94) X I) 94 STALLS

STAFF:4

TOTAL REQUIRED: 98

PROVIDED:99 STALLS STANDARD: 82 COMPACT: 13

ACCESSIBLE: 4

MAIN LEVEL 2ND LEVEL 3RD LEVEL

4TH LEVEL TOTAL BUILDING AREA

SITE AREA: 2 ACRES USED (3.06 AC TOTAL)

LANDSCAPED AREA: 18% (15,730/87120=18%, 5% MIN., THEREFORE OK)

APN: 136-017-017

ADDRESS: 5049 KIERNAN CT. SALIDA, CA

CURRENT ZONE: P-D (319)

JURISDICTION: STANISLAUS COUNTY

OCCUPANCY TYPE: SERVICE HOSPITALITY

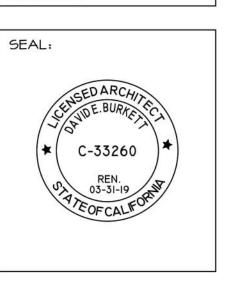
CONSTRUCTION TYPE: V-A

HOME2: 94 ROOMS

APPLICABLE CODES: 2016 C.B.C., C.P.C., C.M.C, C.E.C, C.F.C, C.G.C, AND ALL APPLICABLE STATE AND LOCAL REQUIREMENTS

LOCAL RI	EQUIREMENTS	2			
GUEST ROOM C	COUNT	BREAK	KDOWN	F)	
	GROUND FLR	2ND FLOOR	3RD FLOOR	4TH FLOOR	TOTAL
QUEEN STUDIO:	9	16	16	16	57
QUEEN ONE BEDROOM:	2	2	2	2	8
DBL QUEEN STUDIO - ACCESSIBLE:			1	Ĭ	2
QUEEN ONE BEDRM - ACCESSIBLE:	1	I	1	j	4
KING STUDIO:	1	7	7	7	22
KING STUDIO- ACCESSIBLE:		1			ı
	13	27	27	27	94







136-017-017

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SITE PLAN- CENTERED OPTION

BUILDING DATA:

BUILDING AREA: MAIN LEVEL 2ND LEVEL 3RD LEVEL

4TH LEVEL TOTAL BUILDING AREA

OUTDOOR POOL BACK PATIO FRONT PATIO 1,887 SQ.FT. 335 SQ.FT. 603 SQ.FT.

PROPOSED BUILDING HEIGHT: ± 54'-0"

PARKING ANALYSIS

REQUIRED: (GUESTROOMS (94) X I) 94 STALLS

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15,340 SQ.FT. 15,615 SQ.FT. 15,615 SQ.FT. 15,615 SQ.FT. 62,185 SQ.FT.

PROVIDED:99 STALLS STANDARD: 82 COMPACT: 13 ACCESSIBLE: 4

SITE DATA:

SITE AREA: 2 ACRES USED (3.06 AC TOTAL) APN: 136-017-017

ADDRESS: 5049 KIERNAN CT. SALIDA, CA CURRENT ZONE: P-D (319)

JURISDICTION: STANISLAUS COUNTY

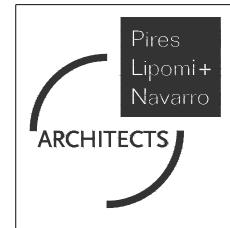
OCCUPANCY TYPE: SERVICE HOSPITALITY RI, S2

CONSTRUCTION TYPE: V-A

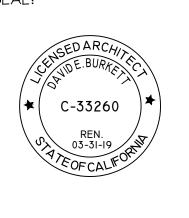
HOME2: 94 ROOMS STORIES: 4

APPLICABLE CODES: 2016 C.B.C., C.P.C., C.M.C, C.E.C, C.F.C, C.G.C, AND ALL APPLICABLE STATE AND LOCAL REQUIREMENTS

GUEST ROOM (	COUNT	BREAK	<down< th=""><th></th><th></th></down<>			
GROUND 2ND 3RD 4TH FLR FLOOR FLOOR FLOOR						
QUEEN STUDIO:	9	16	16	16	57	
QUEEN ONE BEDROOM:	2	2	2	2	8	
DBL QUEEN STUDIO - ACCESSIBLE:			I	I	2	
QUEEN ONE BEDRM - ACCESSIBLE:	I	I	I	I	4	
KING STUDIO:	I	7	7	7	22	
KING STUDIO- ACCESSIBLE:		I			I	
	13	27	27	27	94	





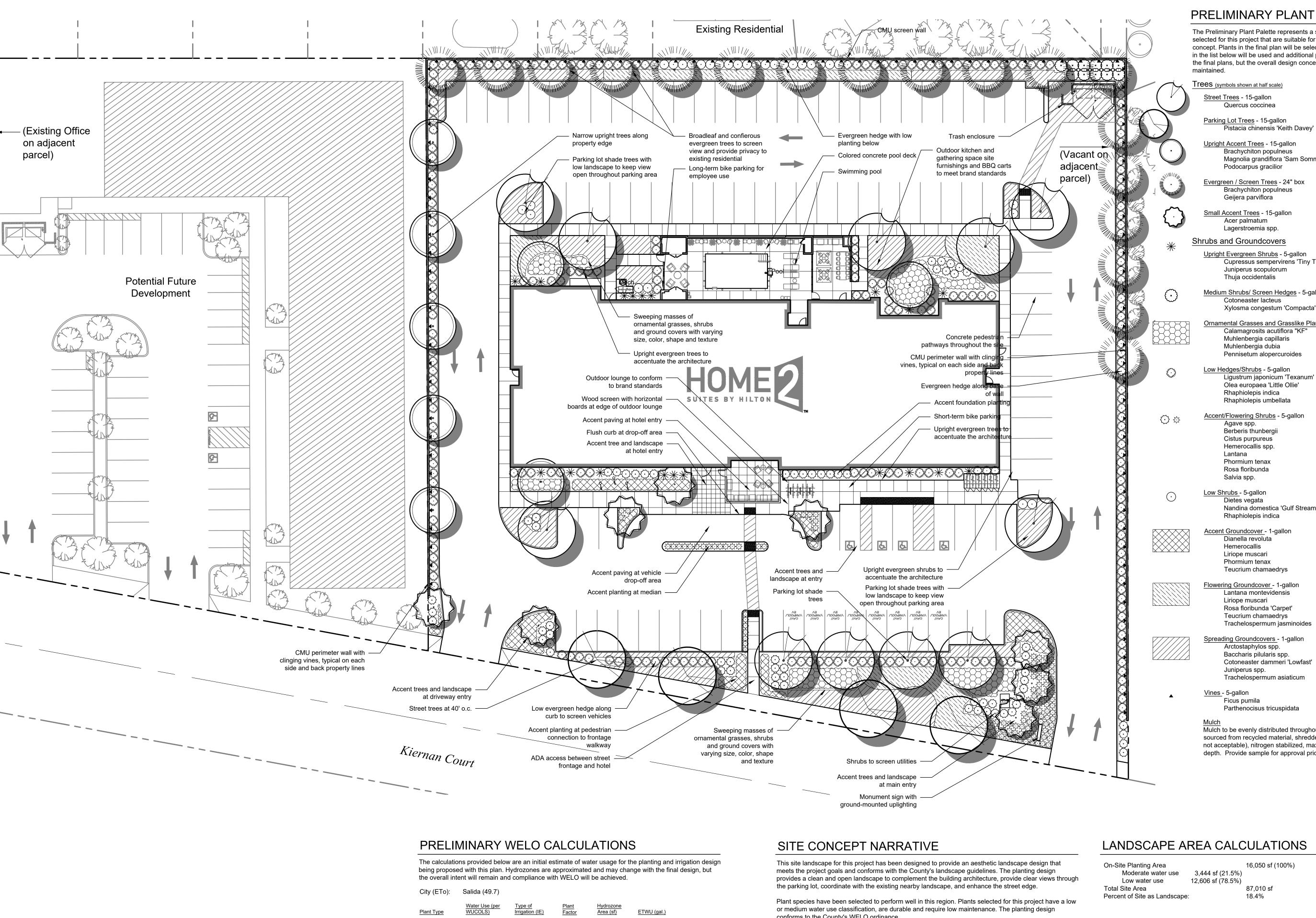




136-017-017 APN#

DRAWN: C.GUAJARDO CHECKED: D. BURKETT

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3,444 sf

12,606 sf

Total:

0.3

209,375 gal.

Drip (0.81)

Maximum Applied Water Allowance (MAWA): 222,554 gal.

65,508

143,867

209,375

Moderate

Low

Estimated Total Water Use (ETWU):

Shrubs

## PRELIMINARY PLANT PALETTE

The Preliminary Plant Palette represents a sampling of the types of plants selected for this project that are suitable for the location and design concept. Plants in the final plan will be selected from this list. Not all plants in the list below will be used and additional plants may be incorporated with the final plans, but the overall design concept represented will be

Trees (symbols shown at half scale)

Street Trees - 15-gallon Quercus coccinea

Scarlet Oak

Chinese Pistache

Japanese Maple

Juniper

Arborvitae

Shiny Xylosma

Little Ollie Olive

India Hawthorn

Carpet Rose

Fortnight Lily

Rhaphiolepis

Lily Turf

Lily Turf

Carpet Rose

Star Jasmine

Germander

Manzanita

Dwarf Coyote Brush

Germander

Heavenly Bamboo

New Zealand Flax

Trailing Lantana

Salvia

Yedda Hawthorn

Crape Myrtle

<u>Upright Accent Trees</u> - 15-gallon Brachychiton populneus Bottle Tree Magnolia grandiflora 'Sam Sommer' Southern Magnolia Podocarpus gracilior Fern Pine

Evergreen / Screen Trees - 24" box Brachychiton populneus Bottle Tree Geijera parviflora Australian Willow

Small Accent Trees - 15-gallon Acer palmatum Lagerstroemia spp.

<u>Upright Evergreen Shrubs</u> - 5-gallon Cupressus sempervirens 'Tiny Towers' Italian Cypress (dwarf) Juniperus scopulorum

Medium Shrubs/ Screen Hedges - 5-gallon Cotoneaster lacteus Contoneaster

Ornamental Grasses and Grasslike Plants - 5-gallon/1-gallon Feather Reed Grass Calamagrosits acutiflora "KF" Pink Muhly Muhlenbergia capillaris Pine Muhly Muhlenbergia dubia Pennisetum alopercuroides Fountain Grass

Low Hedges/Shrubs - 5-gallon Ligustrum japonicum 'Texanum' Olea europaea 'Little Ollie' Rhaphiolepis indica Rhaphiolepis umbellata

Accent/Flowering Shrubs - 5-gallon Agave spp. Agave Berberis thunbergii Japanese Barberry Cistus purpureus Rockrose Hemerocallis spp. **Evergreen Daylily** Lantana Phormium tenax New Zealand Flax

Low Shrubs - 5-gallon Dietes vegata Nandina domestica 'Gulf Stream' Rhaphiolepis indica

Dianella revoluta Hemerocallis Liriope muscari Phormium tenax

Teucrium chamaedrys wering Groundcover - 1-gallon Lantana montevidensis Liriope muscari Rosa floribunda 'Carpet' Teucrium chamaedrys

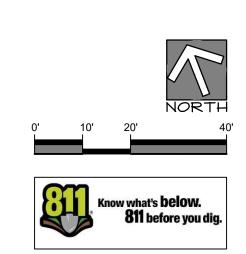
Trachelospermum jasminoides reading Groundcovers - 1-gallon Arctostaphylos spp.

Cotoneaster dammeri 'Lowfast' Bearberry Cotoneaster Juniperus spp. Juniper Trachelospermum asiaticum Asian Jasmine

Creeping Fig Ficus pumila Parthenocisus tricuspidata Boston Ivy

Mulch to be evenly distributed throughout all planters. Mulch to be sourced from recycled material, shredded or chipped ("Gorilla Hair" is not acceptable), nitrogen stabilized, maximum 3/4". Install at min. 3" depth. Provide sample for approval prior to installation.

16,050 sf (100%) 87,010 sf









Project:

05/10/2019 18-024 1" = 20'-0"

Conceptual Landscape Plan

L-01

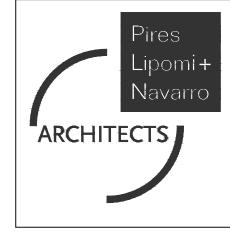
conforms to the County's WELO ordinance.

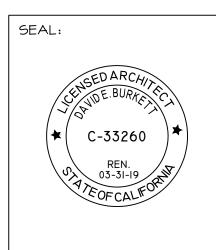
## IRRIGATION DESIGN

The landscape on this site will use drip irrigation, will meet the City's requirements, and will comply with the requirements of the State's Water Efficient Landscape Ordinance (WELO). Equipment includes dedicated irrigation meter, smart controller, weather sensor, and efficient irrigation emitters, nozzles, and other equipment.









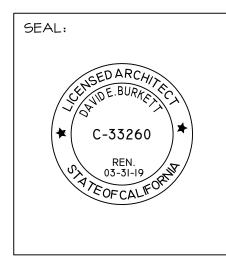


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AERNAN CT.

ZAMINGS FOR:

136-017-017

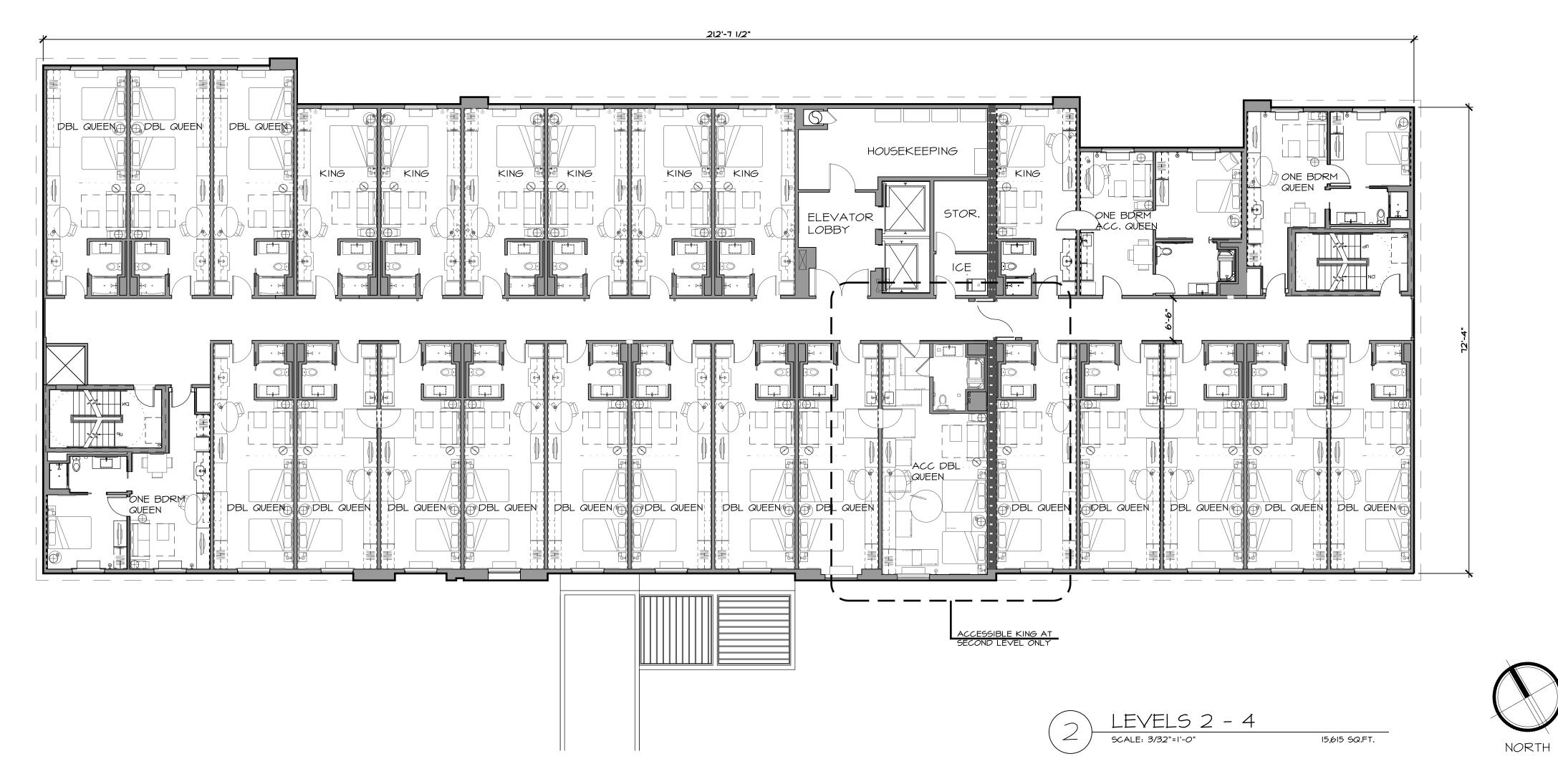
APN # 136-017-017

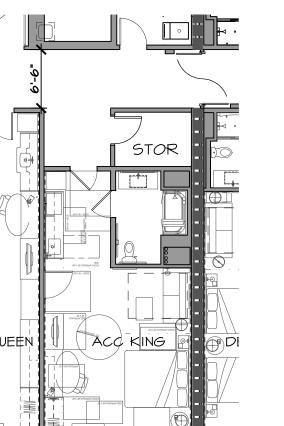
DATE: 06.25.18

DRAWN: C.GUAJARDO

DRAWN: C.GUAJARDO
CHECKED: D. BURKETT

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SECOND LEVEL ONLY

SCALE: 3/32"=1'-0"

SECOND FLOOR

FIRST FLOOR

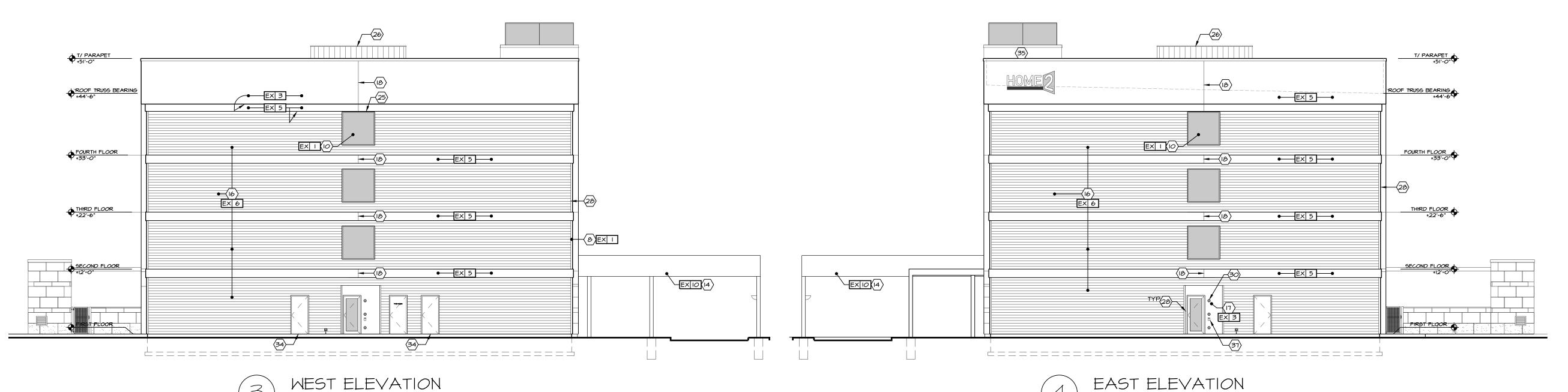
SCALE: 3/32"=1'-0"



NORTH ELEVATION SCALE: 3/32"=1'-0"

DRYER VENTS

SCALE: 3/32"=1'-0"



ELEVATION KEYNOTES:

- APPROXIMATE LINE OF GRADE
- (2) ABOVE GRADE EXPOSED FOUNDATION WALL
- (3) MASONRY OR TILE BASE
- 4 MASONRY OR TILE FIELD ASHLAR PATTERN CONCRETE FOOTING AND FOUNDATION WALL AS
- REQUIRED PER LOCAL FROST DEPTHS
- 6 OCULUS
- $\overline{\langle 7 \rangle}$  NOT USED
- ALUMINUM FIXED WINDOW W/ THERMAL BROKEN FRAME, INSULATED GLAZING WITH INTEGRAL ALUMINUM LOUVER AT PTAC UNITS
- ALUMINUM STOREFRONT SYSTEM W/ THERMAL BROKEN FRAME AND INSULATED GLAZING
- ALUMINUM FIXED WINDOW W/ THERMAL BROKEN FRAME AND INSULATED GLAZING
- (II) EXHAUST, REFER TO MECHANICAL DRAWINGS
- ALUMINUM SLIDING ENTRY DOOR W/ INSULATED GLAZING
- BEACON BEAM REFER TO A5.02 SECTIONS FOR MORE INFORMATION
- PAINTED TUBE STEEL CANOPY W/ STAINED WOOD TRELLIS
- TONGUE N GROOVE WOOD PLANK CEILING, STAINED
- (6) ENVELOPE CORE FINISH -REFER TO A5.02 (17) ENVELOPE - WRAP FINISH -REFER TO A5.02
- (B) FINISH CONTROL JOINT
- OVERFLOW SCUPPER -BASIS OF DESIGN NESCO MFG INC. MODEL # SCT914R -- REFER ALSO TO DETAIL 6J/A6.12
- TAMPER RESISTANT, RECESSED HOSE BIB MOUNT TOP AT +12" A.F.F.
- ENVELOPE ACCENT FINISH -REFER TO STYLE GUIDE
- ENVELOPE ACCENT FINISH -REFER TO STYLE GUIDE
- SIGNAGE --REFER TO EXTERIOR SIGNAGE SPECIFICATIONS
- KYNAR FINISH ALUMINUM COPING SYSTEM --COLOR TO MATCH ADJACENT MATERIAL
- KYNAR FINISH ALUMINUM GRAVEL STOP --COLOR TO MATCH ADJACENT MATERIAL
- REVIEW ALL VIEWS AROUND PROPERTY BEFORE LOCATION ALL ROMENT OF MECHANICAL UNITS. VERIFY ALL EQUIPMENT IS ADEQUATELY
- NOT USED

SCREENED

T/ PARAPET

B EX I

- PAINTED ALUMINUM OUTSIDE CORNER BY FRY REGLET, COLOR TO MATCH ADJACENT ENVELOPE CORE FINISH
- EXHAUST VENT -- COLOR TO MATCH ADJACENT MATERIAL
- LIGHT FIXTURE --REFER TO CEILING PLAN
- EXPANSION JOINT @ FLOOR LINE W/ BACKER ROD AND SEALANT
- ALUMINUM LOUVER -- COLOR TO MATCH
  ADJACENT MATERIAL MATCHING ADJACENT
- BUILDING HEIGHT DIMENSIONS ARE BASED ON WOOD FRAME CONSTRUCTION. THESE B) DIMENSIONS WILL VARY BASED ON FINAL BUILDING CONSTRUCTION, INTERIOR CEILING HEIGHT DIMENSIONS ARE CRITICAL TO MAINTAIN
- CONCRETE PAD REFER TO AREA DEVELOPMENT PLAN

AS MINIMUMS.

- (45) ACCESS OPENING INTO BEACON
- ALUMINUM GUTTER AND DS. COLOR TO MATCH ADJ. MATERIAL
- ACCESSIBLE KEY CARD READER WIRED TO ELECTRIC STRIKE IN DOOR TOP OF READER
- AT 48" MAX, HEIGHT POOL PERIMETER FENCE AS REQUIRED BY CODE W/ 3'-O" GATE
- 39 PRECAST COPING

FINISH	KEY:	•	•

- EX | ENVELOPE ACCENT METAL/BAND -REFER TO A5.02 EX 2 ENVELOPE - CORE DIRECT FINISH
- -REFER TO A5.02 EX 3 ENVELOPE - WRAP
- -REFER TO A5.02 EX 4A ENVELOPE - LINK
- -REFER TO A5.02 EX 4B ENVELOPE - KEEP
- EX 5 ENVELOPE ACCENT OPTION -REFER TO A5.02

-REFER TO A5.02

- EX 6 ENVELOPE CORE -REFER TO A5.02
- EX 7 ENVELOPE SUPPORT
- -REFER TO A5.02
- EX 8 ENVELOPE SUPPORT -REFER TO A5.02
- EX 9A BEACON BEAM REVEAL -REFER TO A5.02
- EX 9B BEACON BEAM BAND
- -REFER TO A5.02
- EX 9C ENVELOPE BEAM GLASS CROWN -REFER TO A5.02 EX IO ENVELOPE - CANOPY

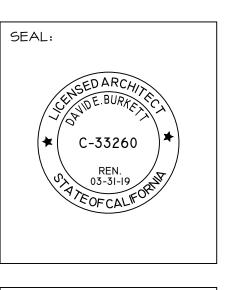
-REFER TO A5.02

## GENERAL NOTES:

REFER TO HOME 2 SUITES BY HILTON STANDARDS MANUAL GUIDE FOR ADDITIONAL INFORMATION REGARDING EXTERIOR MATERIALS, CONSTRUCTION REQUIREMENTS AND SIGNAGE REQUIREMENTS.

- 2. GROUT COLOR TO MATCH EXTERIOR TILE OR MASONRY.
- 3, BUILDING HEIGHT DIMENSIONS ARE BASED ON WOOD FRAME CONSTRUCTION, THESE DIMENSIONS WILL VARY BASED ON FINAL BUILDING CONSTRUCTION, INTERIOR CEILING HEIGHTS ARE CRITICAL TO MAINTAIN AS MINIMUMS.







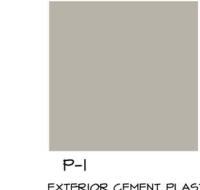
APN#

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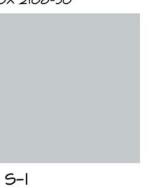
DATE: C.GUAJARDO DRAWN: CHECKED: D. BURKETT



## FINISH LEGEND



EXTERIOR CEMENT PLASTER (BODY) PAINTED BENJAMIN MOORE: SILVER FOX 2108-50



EXTERIOR SIDING PAINTED BENJAMIN MOORE: SILVER HALF DOLLAR 2121-40



P-2 EXTERIOR CEMENT PLASTER (TRIM) PAINTED BENJAMIN MOORE: MIDSUMMER NIGHT 2134-20 EXTERIOR CEMENT PLASTER (ACCENT BEACON) PAINTED BENJAMIN MOORE: YELLOW FINCH 2024-40

P-3

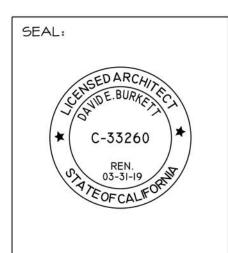
EXTERIOR CEMENT PLASTER (ACCENT BAND) PAINTED BENJAMIN MOORE: FLOWER POWER 398

PAINT (CANOPY)
BENJAMIN MOORE: WHITE
DOVE OC-17



T-I EXTERIOR WALL TILE LEVATINA TECHLAM 3+ VULCANO GAS

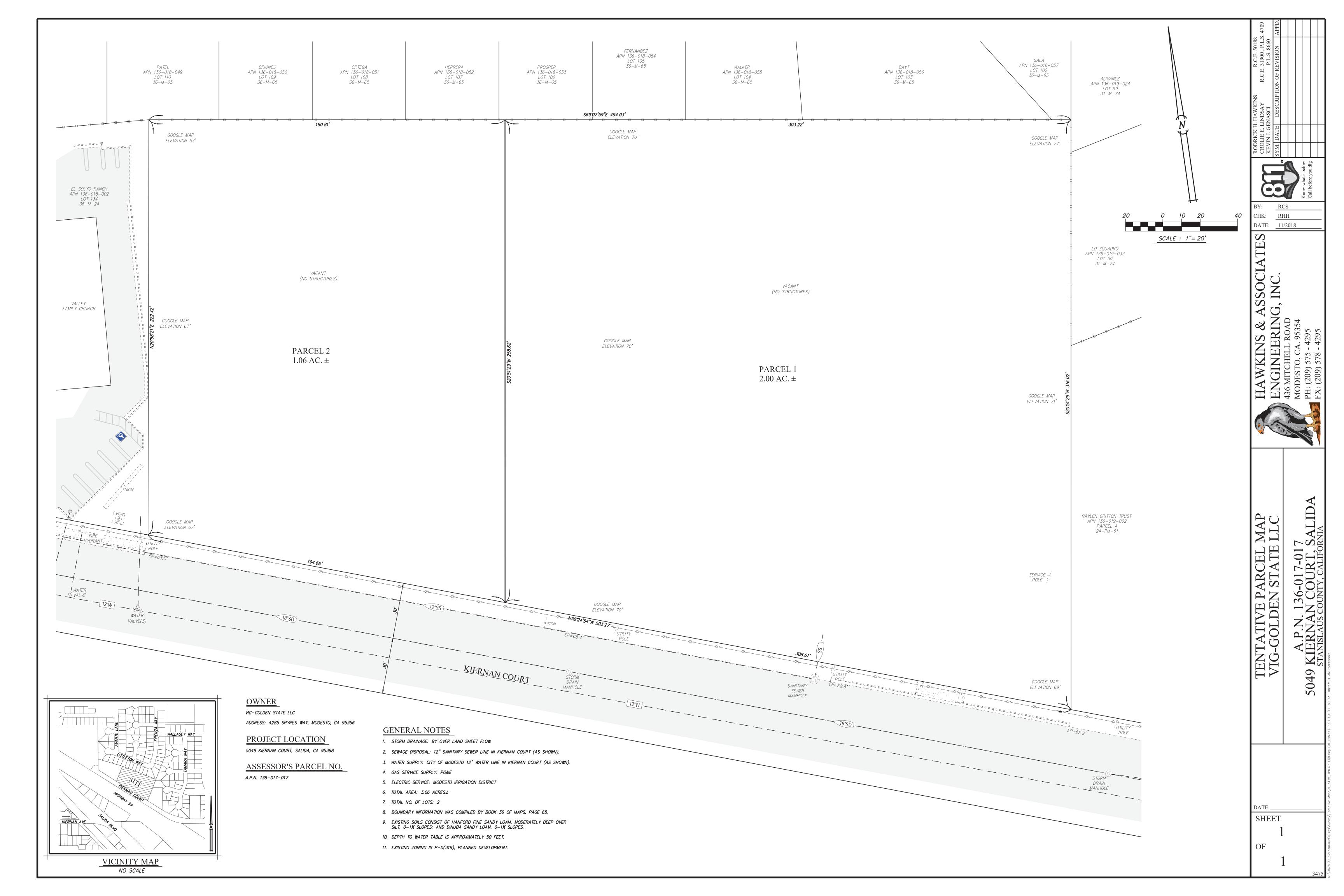






APN # 136-017-017 DATE: 12.26.18

C.GUAJARDO DRAWN: CHECKED: D. BURKETT





1010 10<sup>TH</sup> Street, Suite 3400, Modesto, CA 95354 Planning Phone: (209) 525-6330 Fax: (209) 525-5911 Building Phone: (209) 525-6557 Fax: (209) 525-7759

### **CEQA INITIAL STUDY**

Adapted from CEQA Guidelines APPENDIX G Environmental Checklist Form, Final Text, January 1, 2018

1. Project title: Rezone and Parcel Map Application No.

PLN2018-0173 – VIG-Golden State, LLC

SCH No. 2019029024

2. Lead agency name and address: Stanislaus County

1010 10th Street, Suite 3400

Modesto, CA 95354

3. Contact person and phone number: Kristin Doud, Senior Planner

**4. Project location:** 5049 Kiernan Court, north of the Highway 99

and Kiernan Avenue Interchange, in the Community of Salida, west of the City of

Modesto. (APN: 136-017-017)

5. Project sponsor's name and address: VIG-Golden State, LLC; c/o Craig Lewis

Capital Advisors

1101 Sylvan Avenue, Suite B-28

Modesto, CA 95350

6. General Plan designation: Planned Development (P-D)

7. Zoning: P-D (319) (Planned Development)

8. Description of project:

This is a request to change the zoning designation of a 3.06-acre parcel from expired P-D 319 (Planned Development) to a new planned development to allow the construction of a 62,185 square-foot hotel and a 15,725 square-foot office/warehouse (to be developed in the future). A parcel map is included with the project to create a 2-acre parcel (Parcel 1) and a 1.06-acre parcel (Parcel 2). The project will be served by the City of Modesto for water and Salida Sanitary District for sewer services. The site has access to County-maintained Kiernan Court.

The hotel, located on Parcel 1, is proposed to be four stories and 51 feet in height, with 94 rooms. Hours of operation are seven days a week, 24 hours a day, with six employees on a maximum shift and a peak daily customer visit of 81. The hotel is designed to allow for extended stays and will include rooms ranging from studios to one-bedroom units, each with a kitchenette. The hotel will also include an enclosed pool area, banquet rooms, meeting areas, and a combination fitness and laundry room. The hotel proposes to include 99 parking stalls, parking lot lighting, screen landscaping along the rear property line adjacent to single-family residences, and an 8-foot tall block wall against the rear (north) and side (east and west) property lines. Construction is estimated to begin on or before June 1, 2021 and to be completed by June 1, 2022.

The office/warehouse, located on Parcel 2, is proposed to be one story, 22 feet in height, and to be utilized for various light industrial, low people intensive commercial, and office uses. The proposed office/warehouse does not currently have identified tenants, but proposed hours of operation are six days a week, 7 a.m. to 6 p.m., with five employees on a maximum shift and a peak daily customer visit of 10. Construction is estimated to begin on or before June 1, 2022 and to be completed by June 1, 2023.



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9. Surrounding land uses and setting:

The site currently is vacant. There are other similar P-I (Planned Industrial) properties in the area, C-2 (General Commercial) uses to the southeast, residences to the east and north and Highway 99 to the west and southwest.

10. Other public agencies whose approval is required (e.g., permits, financing approval, or participation agreement.):

Stanislaus County Department of Public Works Department of Environmental Resources



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Building Phone: (209) 525-6557 Fax: (209) 525-7759

#### **ENVIRONMENTAL FACTORS POTENTIALLY AFFECTED:**

The environmental factors checked below would be potentially affected by this project, involving at least one impact that is a "Potentially Significant Impact" as indicated by the checklist on the following pages.

□Aesthetics	☐ Agriculture & Forestry Resources	☐ Air Quality
□Biological Resources	☐ Cultural Resources	☐ Geology / Soils
☐Greenhouse Gas Emissions	☐ Hazards & Hazardous Materials	☐ Hydrology / Water Quality
☐ Land Use / Planning	☐ Mineral Resources	□ Noise
☐ Population / Housing	☐ Public Services	☐ Recreation
☐ Transportation	☐ Utilities / Service Systems	☐ Mandatory Findings of Significance
☐ Wildfire	□ Energy	
I find that although the proposed by the project proponent  I find that the proposed ENVIRONMENTAL IMPAGE  I find that the proposed unless mitigated" impact an earlier document pur measures based on the experience of the proposed in the proposed	ion:  d project COULD NOT have a signification  N will be prepared.  proposed project could have a signification  at in this case because revisions in the part of	nt effect on the environment, there will project have been made by or agreed to ON will be prepared.  effect on the environment, and an earlier to the environment, and an earlier to the environment, and an earlier to the environment of the environment of the environment of the environment of the environment, because all effect on the environment, because all eately in an earlier EIR or NEGATIVE been avoided or mitigated pursuant to
Kristin Doud Prepared By:	 Date	June 19, 2019

#### **EVALUATION OF ENVIRONMENTAL IMPACTS:**

- 1) A brief explanation is required for all answers except "No Impact" answers that are adequately supported by the information sources a lead agency cites in the parentheses following each question. A "No Impact" answer is adequately supported if the referenced information sources show that the impact simply does not apply to projects like the one involved (e.g., the project falls outside a fault rupture zone). A "No Impact" answer should be explained where it is based on project-specific factors as well as general standards (e.g., the project will not expose sensitive receptors to pollutants, based on a project-specific screening analysis).
- 2) All answers must take account of the whole action involved, including off-site as well as on-site, cumulative as well as project-level, indirect as well as direct, and construction as well as operational impacts.
- 3) Once the lead agency has determined that a particular physical impact may occur, than the checklist answers must indicate whether the impact is potentially significant, less than significant with mitigation, or less than significant. "Potentially Significant Impact" is appropriate if there is substantial evidence that an effect may be significant. If there are one or more "Potentially Significant Impact" entries when the determination is made, an EIR is required.
- 4) "Negative Declaration: Less Than Significant With Mitigation Incorporated" applies where the incorporation of mitigation measures has reduced an effect from "Potentially Significant Impact" to a "Less Than Significant Impact." The lead agency must describe the mitigation measures, and briefly explain how they reduce the effect to a less than significant level (mitigation measures from Section XVII, "Earlier Analyses," may be cross-referenced).
- 5) Earlier analyses may be used where, pursuant to the tiering, program EIR, or other CEQA process, an effect has been adequately analyzed in an earlier EIR or negative declaration.

Section 15063(c)(3)(D). In this case, a brief discussion should identify the following:

- a) Earlier Analysis Used. Identify and state where they are available for review.
- b) Impacts Adequately Addressed. Identify which effects from the above checklist were within the scope of and adequately analyzed in an earlier document pursuant to applicable legal standards, and state whether such effects were addressed by mitigation measures based on the earlier analysis.
- c) Mitigation Measures. For effects that are "Less than Significant with Mitigation Measures Incorporated," describe the mitigation measures which were incorporated or refined from the earlier document and the extent to which they address site-specific conditions for the project.
- 6) Lead agencies are encouraged to incorporate into the checklist references to information sources for potential impacts (e.g., general plans, zoning ordinances). References to a previously prepared or outside document should, where appropriate, include a reference to the page or pages where the statement is substantiated.
- 7) Supporting Information Sources: A source list should be attached, and other sources used or individuals contacted should be cited in the discussion.
- 8) This is only a suggested form, and lead agencies are free to use different formats; however, lead agencies should normally address the questions from this checklist that are relevant to a project's environmental effects in whatever format is selected.
- 9) The explanation of each issue should identify:
  - a) the significant criteria or threshold, if any, used to evaluate each question; and
  - b) the mitigation measure identified, if any, to reduce the impact to less than significant.

#### **ISSUES**

I. AESTHETICS – Except as provided in Public Resources Code Section 21099, could the project:	Potentially Significant Impact	Less Than Significant With Mitigation	Less Than Significant Impact	No Impact
		Included		
a) Have a substantial adverse effect on a scenic vista?			X	
b) Substantially damage scenic resources, including, but				
not limited to, trees, rock outcroppings, and historic buildings within a state scenic highway?			X	
c) In non-urbanized areas, substantially degrade the existing visual character or quality of public views of the site and its surroundings? (Public views are those that are experienced from publicly accessible vantage point). If the project is in an urbanized area, would the project conflict with applicable zoning and other regulations governing scenic quality?			X	
d) Create a new source of substantial light or glare which would adversely affect day or nighttime views in the area?			х	

**Discussion:** The site itself is not considered to be a scenic resource or unique scenic vista. The site is currently vacant land. The proposed building height for the hotel is consistent with heights permitted in commercial type zones and with the height of the 3-story office building which was previously approved for the site. The project proposes to include parking lot lighting, landscaping along the frontage of Kiernan Court and scattered around the sides of the hotel, screen landscaping along the rear property line adjacent to single-family residences, and an 8-foot tall block wall against the rear (north) and side (east and west) property lines. Two community meetings were held where community member discussed a concern with the hotel providing views into the backyards of the existing residences to the north and northeast of the project site. The landscape plans for the project were amended to include the planting of more mature landscape plants to allow any views of the residences backyards to be fully screened more quickly. Conditions of approval will be applied to the project that require: A photometric lighting plan and landscape plan be submitted to the Planning Department for review and approval; that requires dead or dying plants be replaced; and that nighttime lighting be aimed downward towards the site to prevent glare to adjacent properties. No adverse impacts to the existing visual character of the site or its surroundings are anticipated.

Mitigation: None.

**References:** Application information; Stanislaus County Zoning Ordinance; the Stanislaus County General Plan; and Support Documentation<sup>1</sup>.

II. AGRICULTURE AND FOREST RESOURCES: In determining whether impacts to agricultural resources are significant environmental effects, lead agencies may refer to the California Agricultural Land Evaluation and Site Assessment Model (1997) prepared by the California Department of Conservation as an optional model to use in assessing impacts on agriculture and farmland. In determining whether impacts to forest resources, including timberland, are significant environmental effects, lead agencies may refer to information compiled by the California Department of Forestry and Fire Protection regarding the state's inventory of forest land, including the Forest and Range Assessment Project and the Forest Legacy Assessment project; and forest carbon measurement methodology provided in Forest Protocols adopted by the California Air Resources Board Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact

a) Convert Prime Farmland, Unique Farmland, or Farmland of Statewide Importance (Farmland), as shown on the maps prepared pursuant to the Farmland Mapping and Monitoring Program of the California Resources Agency, to non-agricultural use?	х	
b) Conflict with existing zoning for agricultural use, or a Williamson Act contract?	X	
c) Conflict with existing zoning for, or cause rezoning of, forest land (as defined in Public Resources Code section 12220(g)), timberland (as defined by Public Resources Code section 4526), or timberland zoned Timberland Production (as defined by Government Code section 51104(g))?		х
d) Result in the loss of forest land or conversion of forest land to non-forest use?		X
e) Involve other changes in the existing environment which, due to their location or nature, could result in conversion of Farmland, to non-agricultural use or conversion of forest land to non-forest use?	х	

**Discussion:** The project site is not enrolled in a Williamson Act Contract. Surrounding land uses consist of residential uses to the east and north, a vacant parcel proposed to be improved with a hotel and light industrial, low traffic generating commercial warehouse, and Highway 99 to the south. No agricultural property surrounds the site.

The parcel has soils classified by the California Department of Conservation Farmland Mapping and Monitoring Program as Urban and Built-Up Land. The USDA Natural Resources Conservation Service's Eastern Stanislaus County Soil Survey indicates that  $2/3^{rds}$  of the property is made up of Grade 1 Hanford fine (HbpA) and Hanford sandy loam (HdpA), which have a Storie Index Rating ranging between 90-95, and  $1/3^{rd}$  of the property is made up of grade 2 Dinuba sandy loam soils (DrA), which has a Storie Index Rating of 77, which are considered to be prime soils. However, the site is located within an already developed community, is designated in the General Plan as being appropriate for highway commercial planned development uses, and is considered to be infill development.

No impacts to agriculture are anticipated to occur as a result of this project as this site is located in an area already developed with residential and light industrial/commercial uses. The project will not conflict with any agricultural activities in the area and/or lands enrolled in the Williamson Act. This project will have no impact to forest land or timberland.

Mitigation: None.

**References:** California Department of Conservation Farmland Mapping and Monitoring 2016 Stanislaus County Map; USDA National Resources Conservation District Web Soil Survey and Eastern Stanislaus Soil Survey; Stanislaus County General Plan and Support Documentation<sup>1</sup>.

III. AIR QUALITY: Where available, the significance criteria established by the applicable air quality management district or air pollution control district may be relied upon to make the following determinations Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Conflict with or obstruct implementation of the applicable air quality plan?			X	
b) Result in a cumulatively considerable net increase of any criteria pollutant for which the project region is non-attainment under an applicable federal or state ambient air quality standard?			X	
c) Expose sensitive receptors to substantial pollutant concentrations?			х	
d) Result in other emissions (such as those odors adversely affecting a substantial number of people?			х	

**Discussion:** The proposed project is located within the San Joaquin Valley Air Basin (SJVAB) and, therefore, falls under the jurisdiction of the San Joaquin Valley Air Pollution Control District (SJVAPCD). In conjunction with the Stanislaus Council of Governments (StanCOG), the SJVAPCD is responsible for formulating and implementing air pollution control strategies. The SJVAPCD's most recent air quality plans are the 2007 PM10 (respirable particulate matter) Maintenance Plan, the 2008 PM2.5 (fine particulate matter) Plan, and the 2007 Ozone Plan. These plans establish a comprehensive air pollution control program leading to the attainment of state and federal air quality standards in the SJVAB, which have been classified as "extreme non-attainment" for ozone, "attainment" for respirable particulate matter (PM-10), and "non-attainment" for PM 2.5, as defined by the Federal Clean Air Act.

The primary source of air pollutants generated by this project would be classified as being generated from "mobile" sources. Mobile sources would generally include dust from roads, farming, and automobile exhausts. Mobile sources are generally regulated by the Air Resources Board of the California EPA, which sets emissions for vehicles and acts on issues regarding cleaner burning fuels and alternative fuel technologies. As such, the District has addressed most criteria air pollutants through basin wide programs and policies to prevent cumulative deterioration of air quality within the Basin. The project will increase traffic in the area and, thereby, impact air quality.

The San Joaquin Valley Air Pollution Control District's Small Project Analysis Level (SPAL) Analysis indicates that the minimum threshold of significance for commercial projects is 1,673 trips/day and 1,506 trips/day for industrial projects. The project estimates that the hotel will include six employees on a maximum shift, a peak daily customer visit of 81, and an estimated five van/truck trips per day for delivery and distribution of supplies associated with the hotel and food facility. The proposed office/warehouse does not currently have identified tenants but estimates that each leased suite will include five employees on a maximum shift, a peak daily customer visit of 10, and an estimated seven van/truck trips per day for delivery and distribution of supplies associated with the businesses. This is below the District's thresholds of significance for emissions.

Construction activities associated with new development can temporarily increase localized PM10, PM2.5, volatile organic compound (VOC), nitrogen oxides (NOX), sulfur oxides (SOX), and carbon monoxide (CO) concentrations within a project's vicinity. The primary source of construction-related CO, SOX, VOC, and NOX emission is gasoline and diesel-powered, heavy duty mobile construction equipment. Primary sources of PM10 and PM2.5 emissions are generally clearing and demolition activities, grading operations, construction vehicle traffic on unpaved ground, and wind blowing over exposed surfaces.

Construction activities associated with the proposed project would consist of construction of the hotel and 15,000 square foot "L" shaped warehouse. These activities would not require any substantial use of heavy-duty construction equipment and would require little or no demolition or grading as the site is presently unimproved and considered to be topographically flat. Consequently, emissions would be minimal. Furthermore, all construction activities would occur in compliance with all SJVAPCD regulations; therefore, construction emissions would be less than significant without mitigation.

The project is required to obtain all applicable Air District permits as a condition of approval, and accordingly, the proposed project would be consistent with all applicable air quality plans. The proposed project would not conflict with applicable regional plans or policies adopted by agencies with jurisdiction over the project. Implementation of the proposed project would fall below the SJVAPCD significance thresholds for both short-term construction and long-term operational emissions.

Mitigation: None.

**References:** San Joaquin Valley Air Pollution Control District's Small Project Analysis Level (SPAL); Application information; Stanislaus County General Plan and Support Documentation<sup>1</sup>

IV. BIOLOGICAL RESOURCES Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Have a substantial adverse effect, either directly or through habitat modifications, on any species identified as a candidate, sensitive, or special status species in local or regional plans, policies, or regulations, or by the California Department of Fish and Game or U.S. Fish and Wildlife Service?			X	
b) Have a substantial adverse effect on any riparian habitat or other sensitive natural community identified in local or regional plans, policies, regulations, or by the California Department of Fish and Game or U.S. Fish and Wildlife Service?				х
c) Have a substantial adverse effect on state or federally protected wetlands (including, but not limited to, marsh, vernal pool, coastal, etc.) through direct removal, filling, hydrological interruption, or other means?			Х	
d) Interfere substantially with the movement of any native resident or migratory fish or wildlife species or with established native resident or migratory wildlife corridors, or impede the use of native wildlife nursery sites?				х
e) Conflict with any local policies or ordinances protecting biological resources, such as a tree preservation policy or ordinance?			x	
f) Conflict with the provisions of an adopted Habitat Conservation Plan, Natural Community Conservation Plan, or other approved local, regional, or state habitat conservation plan?			Х	

**Discussion:** It does not appear this project will result in impacts to endangered species or habitats, locally designated species, or wildlife dispersal or mitigation corridors. There is no known sensitive or protected species or natural community located on the site. The project is located within the Salida Quad of the California Natural Diversity Database. The project site is located within an already developed community, is designated in the General Plan as being appropriate for planned development uses, and is considered to be infill development.

The project will not conflict with a Habitat Conservation Plan, a Natural Community Conservation Plan, or other locally approved conservation plans. Impacts to endangered species or habitats, locally designated species, or wildlife dispersal or mitigation corridors are considered to be less than significant.

An Early Consultation was referred to the California Department of Fish and Wildlife (formerly the Department of Fish and Game), and no response was received.

Mitigation: None.

**References:** California Department of Fish and Wildlife's Natural Diversity Database Quad Species List; Stanislaus County General Plan and Support Documentation<sup>1</sup>

V. CULTURAL RESOURCES Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Cause a substantial adverse change in the significance of a historical resource pursuant to in § 15064.5?			x	

b) Cause a substantial adverse change in the significance of an archaeological resource pursuant to § 15064.5?		X	ì
c) Disturb any human remains, including those interred outside of formal cemeteries?		х	ì

**Discussion:** A records search conducted by the Central California Information Center for the project site indicated that there are no historical, cultural, or archeological resources recorded on-site and that the site has a low sensitivity for the discovery of such resources. It does not appear that this project will result in significant impacts to any archaeological or cultural resources. The project site is located within an already developed community, is designated in the General Plan as being appropriate for planned development uses, and is considered to be infill development. However, standard conditions of approval regarding the discovery of cultural resources during the construction process will be added to the project.

Mitigation: None.

**References:** Central California Information Center Report for the project site, dated January 24, 2008; Stanislaus County General Plan and Support Documentation<sup>1</sup>

VI. ENERGY Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Result in potentially significant environmental impact due to wasteful, inefficient, or unnecessary consumption of energy resources, during project construction or operation?			х	
b) Conflict with or obstruct a state or local plan for renewable energy or energy efficiency?			х	

**Discussion:** The CEQA Guidelines Appendix F states that energy consuming equipment and processes, which will be used during construction or operation, such as energy requirements of the project by fuel type and end use; energy conservation equipment and design features; energy supplies that would serve the project; and total estimated daily vehicle trips to be generated by the project and the additional energy consumed per trip by mode; shall be taken into consideration when evaluating energy impacts. Additionally, the project's compliance with applicable state or local energy legislation, policies, and standards must be considered.

The project estimates that the hotel will include six employees on a maximum shift, a peak daily customer visit of 81, and an estimated five van/truck trips per day for delivery and distribution of supplies associated with the hotel and food facility. The proposed office/warehouse does not currently have identified tenants but estimates that each leased suite will include five employees on a maximum shift, a peak daily customer visit of 10, and an estimated seven van/truck trips per day for delivery and distribution of supplies associated with the businesses. This is below the District's thresholds of significance for emissions. All construction is required to comply with Title 24, Green Building Code, which includes energy efficiency requirements.

The project was referred to Modesto Irrigation District who responded with a requirement that the project meet District requirements and submit an application for electrical service to the District for approval.

With existing requirements in place that the project is required to meet, it does not appear this project will result in significant impacts to the wasteful, inefficient, or unnecessary consumption of energy resources.

Mitigation: None.

**References:** Project referral response received from the Modesto Irrigation District, dated February 21, 2019; California Stanislaus County General Plan EIR.

VII. GEOLOGY AND SOILS Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Directly or indirectly cause potential substantial adverse			X	
effects, including the risk of loss, injury, or death involving:				
i) Rupture of a known earthquake fault, as delineated on the most recent Alquist-Priolo Earthquake				
Fault Zoning Map issued by the State Geologist for the				
area or based on other substantial evidence of a known			X	
fault? Refer to Division of Mines and Geology Special				
Publication 42.				
ii) Strong seismic ground shaking?			Х	
iii) Seismic-related ground failure, including			Х	
liquefaction?			^	
iv) Landslides?				X
b) Result in substantial soil erosion or the loss of topsoil?			X	
c) Be located on a geologic unit or soil that is unstable, or				
that would become unstable as a result of the project, and			X	
potentially result in on- or off-site landslide, lateral			Λ	
spreading, subsidence, liquefaction or collapse?				
d) Be located on expansive soil, as defined in Table 18-1-B				
of the Uniform Building Code (1994), creating substantial			X	
direct or indirect risks to life or property?				
e) Have soils incapable of adequately supporting the use of				
septic tanks or alternative waste water disposal systems			X	
where sewers are not available for the disposal of waste water?				
f) Directly or indirectly destroy a unique paleontological				
resource or site or unique geologic feature?			X	
resource or site or unique geologic reature:				

Discussion: The USDA Natural Resources Conservation Service's Eastern Stanislaus County Soil Survey indicates that the property is made up of Hanford fine and sandy loam (HdpA and HbpA) and Dinuba sandy loam soils (DrA). As contained in Chapter 5 of the General Plan Support Documentation, the areas of the County subject to significant geologic hazard are located in the Diablo Range, west of Interstate 5; however, as per the California Building Code, all of Stanislaus County is located within a geologic hazard zone (Seismic Design Category D, E, or F), and a soils test may be required at building permit application. Results from the soils test will determine if unstable or expansive soils are present. If such soils are present, special engineering of the structure will be required to compensate for the soil deficiency. Any structures resulting from this project will be designed and built according to building standards appropriate to withstand shaking for the area in which they are constructed. An Early Consultation referral response received from the Department of Public Works indicated that a grading, drainage, and erosion/sediment control plan for the project will be required, subject to Public Works review and Standards and Specifications. Likewise, any addition or expansion of a septic tank or alternative waste water disposal system would require the approval of the Department of Environmental Resources (DER) through the building permit process, which also takes soil type into consideration within the specific design requirements.

The project site is not located near an active fault or within a high earthquake zone. Landslides are not likely due to the flat terrain of the area. DER, Public Works, and the Building Permits Division review and approve any building or grading permits to ensure their standards are met. Conditions of approval regarding these standards will be applied to the project and will be triggered when a building permit is requested.

Mitigation: None.

**References:** Referral response received from the Stanislaus County Department of Public Works dated February 22, 2019; USDA National Resources Conservation District Web Soil Survey; Stanislaus County General Plan and Support Documentation<sup>1</sup>

VIII. GREENHOUSE GAS EMISSIONS Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Generate greenhouse gas emissions, either directly or indirectly, that may have a significant impact on the environment?			х	
b) Conflict with an applicable plan, policy or regulation adopted for the purpose of reducing the emissions of greenhouse gases?			х	

**Discussion:** The principal Greenhouse Gasses (GHGs) are carbon dioxide (CO2), methane (CH4), nitrous oxide (N2O), sulfur hexafluoride (SF6), perfluorocarbons (PFCs), hydrofluorocarbons (HFCs), and water vapor (H2O). CO2 is the reference gas for climate change because it is the predominant greenhouse gas emitted. To account for the varying warming potential of different GHGs, GHG emissions are often quantified and reported as CO2 equivalents (CO2e). In 2006, California passed the California Global Warming Solutions Act of 2006 (Assembly Bill [AB] No. 32), which requires the California Air Resources Board (ARB) design and implement emission limits, regulations, and other measures, such that feasible and cost effective statewide GHG emissions are reduced to 1990 levels by 2020.

The San Joaquin Valley Air Pollution Control District's Small Project Analysis Level (SPAL) Analysis indicates that the minimum threshold of significance for commercial projects is 1,673 trips/day and 1,506 trips/day for industrial projects. The project estimates that the hotel will include six employees on a maximum shift, a peak daily customer visit of 81, and an estimated five van/truck trips per day for delivery and distribution of supplies associated with the hotel and food facility. The proposed office/warehouse does not currently have identified tenants but estimates that each leased suite will include five employees on a maximum shift, a peak daily customer visit of 10, and an estimated seven van/truck trips per day for delivery and distribution of supplies associated with the businesses. This is below the District's thresholds of significance for emissions. The project will be required to obtain all applicable Air District permits, including an Authority to Construct (ATC) Permit and may be subject to the following District Rules: Regulation VIII, Rule 4102, Rule 4601, Rule 4641, Rule 4002, Rule 4550, and Rule 4570. Staff will include a condition of approval on the project requiring that the applicant be in compliance with the District's rules and regulations.

Mitigation: None.

References: Application information; and Stanislaus County General Plan and Support Documentation<sup>1</sup>

IX. HAZARDS AND HAZARDOUS MATERIALS Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Create a significant hazard to the public or the environment through the routine transport, use, or disposal of hazardous materials?			x	
b) Create a significant hazard to the public or the environment through reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment?			x	
c) Emit hazardous emissions or handle hazardous or acutely hazardous materials, substances, or waste within one-quarter mile of an existing or proposed school?			х	
d) Be located on a site which is included on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5 and, as a result, would it create a significant hazard to the public or the environment?				x

e) For a project located within an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project result in a safety hazard or excessive noise for people residing or working in the project area?		x
f) Impair implementation of or physically interfere with an adopted emergency response plan or emergency evacuation plan?	x	
g) Expose people or structures, either directly or indirectly, to a significant risk of loss, injury or death involving wildland fires?	х	

**Discussion:** The County Department of Environmental Resources is responsible for overseeing hazardous materials and has not indicated any particular concerns in this area. The proposed use is not recognized as a generator and/or consumer of hazardous materials, therefore no significant impacts associated with hazards or hazardous materials are anticipated to occur as a result of the proposed project.

The project site is not within the vicinity of any airstrip or wildlands.

Mitigation: None.

**References:** Stanislaus County General Plan and Support Documentation<sup>1</sup>.

X. HYDROLOGY AND WATER QUALITY Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Violate any water quality standards or waste discharge requirements or otherwise substantially degrade surface or ground water quality?			x	
b) Substantially decrease groundwater supplies or interfere substantially with groundwater recharge such that the project may impede sustainable groundwater management of the basin?			x	
c) Substantially alter the existing drainage pattern of the site or area, including through the alteration of the course of a stream or river or through the addition of impervious surfaces, in a manner which would:			x	
(i) result in substantial erosion or siltation on – or off-site;			Х	
(ii) substantially increase the rate of amount of surface runoff in a manner which would result in flooding on- or off-site;			х	
(iii) create or contribute runoff water which would exceed the capacity of existing or planned stormwater drainage systems or provide substantial additional sources of polluted runoff; or			х	
(iv) impede or redirect flood flows?				Х
d) In flood hazard, tsunami, or seiche zones, risk release of pollutants due to project inundation?				х
e) Conflict with or obstruct implementation of a water quality control plan or sustainable groundwater management plan?			х	

**Discussion:** Areas subject to flooding have been identified in accordance with the Federal Emergency Management Act (FEMA). The project site is located in FEMA Flood Zone X, which includes areas determined to be outside the 0.2% annual chance floodplains. All flood zone requirements will be addressed by the Building Permits Division during the building permit process. The project site will connect to the positive system available on Kiernan Court. However, in compliance with the County's Storm Water Pollution Prevention program, the first flush of storm water will have to remain on-site and be treated prior to releasing to the positive storm drain system. A Grading and Drainage Plan, as requested by the Department of Public Works, will be included in this project's conditions of approval. As a result of the development standards required for this project, impacts associated with drainage, water quality, and runoff are expected to have a less than significant impact.

Mitigation: None.

**References:** Referral response received from the Department of Public Works, dated February 22, 2019; and Stanislaus County General Plan and Support Documentation<sup>1</sup>

XI. LAND USE AND PLANNING Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Physically divide an established community?				X
b) Cause a significant environmental impact due to a conflict with any land use plan, policy, or regulation adopted for the purpose of avoiding or mitigating an environmental effect?			х	

**Discussion:** The proposed project area is located outside the boundaries of the approved Salida "Mello-Roos" General Plan and Community Plan Amendments but is within the same general vicinity. The proposed Hotel and light industrial and low traffic generating warehouse are consistent with the General Plan and Salida Community Plan designation of Planned Development. This project was previously approved under General Plan Amendment No. 20017-08, Rezone no. 2007-11, and Vesting Tentative Parcel Map No. 2007-32 – Kiernan Court for a three-story general office building. No construction was completed, and the Planned Development (319) expired. A new rezone is required to develop the property.

The project will not physically divide an established community nor conflict with any habitat conservation plans.

Mitigation: None.

**References:** Referral response from the Department of Public Works, dated February 22, 2019; Stanislaus County General Plan and Support Documentation<sup>1</sup>

XII. MINERAL RESOURCES Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Result in the loss of availability of a known mineral resource that would be of value to the region and the residents of the state?				x
b) Result in the loss of availability of a locally-important mineral resource recovery site delineated on a local general plan, specific plan or other land use plan?				х

**Discussion:** The location of all commercially viable mineral resources in Stanislaus County has been mapped by the State Division of Mines and Geology in Special Report 173. There are no known significant resources on the site nor is the project site located in a geological area known to produce resources.

Mitigation: None.

References: Stanislaus County General Plan and Support Documentation<sup>1</sup>

XII. NOISE Would the project result in:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Generation of a substantial temporary or permanent increase in ambient noise levels in the vicinity of the project in excess of standards established in the local general plan or noise ordinance, or applicable standards of other agencies?			x	
b) Generation of excessive groundborne vibration or groundborne noise levels?			X	
c) For a project located within the vicinity of a private airstrip or an airport land use plan or, where such a plan has not been adopted, within two miles of a public airport or public use airport, would the project expose people residing or working in the project area to excessive noise levels?				x

**Discussion:** The Stanislaus County General Plan identifies noise levels up to 70 dB Ldn (or CNEL) as the normally acceptable level of noise for commercial uses. The site is next to a state highway which would have some exposure to existing freeway noise. Masonry walls and screening landscaping are proposed to be installed along the property lines bordering residential uses which will help to reduce any noise impacts. On-site grading and construction, resulting from this project, may result in a temporary increase in the area's ambient noise levels; however, noise impacts associated with on-site activities and traffic are not anticipated to exceed the normally acceptable level of noise. The site itself is impacted by the noise generated from California Highway 99. The area's ambient noise level will temporarily increase during grading/construction.

The site is not located within an airport land use plan.

Mitigation: None.

**References:** Application materials; Stanislaus County General Plan and Support Documentation<sup>1</sup>

XIV. POPULATION AND HOUSING Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Induce substantial unplanned population growth in an area, either directly (for example, by proposing new homes and businesses) or indirectly (for example, through extension of roads or other infrastructure)?			х	
b) Displace substantial numbers of existing people or housing, necessitating the construction of replacement housing elsewhere?			х	

**Discussion:** The site is not included in the vacant sites inventory for the 2016 Stanislaus County Housing Element, which covers the 5<sup>th</sup> cycle Regional Housing Needs Allocation (RHNA) for the County, and will therefore, not impact the County's ability to meet their RHNA. No population growth will be induced, nor will any existing housing be displaced as a result of this project.

Mitigation: None.

**References:** Stanislaus County General Plan and Support Documentation<sup>1</sup>

XV. PUBLIC SERVICES	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Would the project result in the substantial adverse physical impacts associated with the provision of new or physically altered governmental facilities, need for new or physically altered governmental facilities, the construction of which could cause significant environmental impacts, in order to maintain acceptable service ratios, response times or other performance objectives for any of the public services:				
Fire protection?			X	
Police protection?			X	
Schools?			X	
Parks?			X	
Other public facilities?			X	

**Discussion:** The County has adopted Public Facilities Fees, as well as Fire Facility Fees on behalf of the appropriate fire district, to address impacts to public services. All adopted public facility fees will be required to be paid at the time of building permit issuance. A referral response was received from the Salida School District which indicated that they have no objection to the project but that the appropriate school fees shall be paid when the property develops.

This project was circulated to all applicable school, fire, police, irrigation, and public works departments and districts during the Early Consultation referral period, and no concerns were identified with regard to public services. All construction must comply with current adopted fire code, including the payment of a fire service impact mitigation fees, on-site water supply and infrastructure for fire protection, and emergency vehicle access as stated in a response received from the Salida Fire Protection District. A referral response was received from the Modesto Irrigation District indicating that the District's existing electrical facilities shall be protected and that the District should be contacted for electrical services. As part of the permitting process, the Department of Environmental Resources will require permitting of the food facility and the pool proposed for this project. These responses will be reflected as conditions of approval applied to the project.

Mitigation: None.

**References:** Project referral response received from the Salida Fire Protection District, dated March 13, 2019; Project referral response received from the Modesto Irrigation District, dated February 21, 2019; Project response received from the Salida Union School District, received February 19, 2019; Project referral response received from the Department of Environmental Resources, dated February 14, 2019; Stanislaus County General Plan and Support Documentation<sup>1</sup>

XVI. RECREATION	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Would the project increase the use of existing neighborhood and regional parks or other recreational facilities such that substantial physical deterioration of the facility would occur or be accelerated?				х
b) Does the project include recreational facilities or require the construction or expansion of recreational facilities which might have an adverse physical effect on the environment?				x

**Discussion:** This project will not increase demands for recreational facilities, as such impacts typically are associated with residential development.

Mitigation: None.

References: Stanislaus County General Plan and Support Documentation<sup>1</sup>

XVII. TRANSPORATION Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Conflict with a program plan, ordinance or policy addressing the circulation system, including transit, roadway, bicycle and pedestrian facilities?			x	
b) Would the project conflict or be inconsistent with CEQA Guidelines section 15064.3, subdivision (b)?			х	
c) Substantially increase hazards due to a geometric design feature (e.g., sharp curves or dangerous intersections) or incompatible uses (e.g., farm equipment)?			x	
d) Result in inadequate emergency access?			Х	

**Discussion:** The project estimates that the hotel will include six employees on a maximum shift, a peak daily customer visit of 81, and an estimated five van/truck trips per day for delivery and distribution of supplies associated with the hotel and food facility. The proposed office/warehouse does not currently have identified tenants but estimates that each leased suite will include five employees on a maximum shift, a peak daily customer visit of 10, and an estimated seven van/truck trips per day for delivery and distribution of supplies associated with the businesses.

This project was referred to the California Department of Transportation (Caltrans), which had no comments regarding the proposed project. It was also referred to the Department of Public Works who responded indicating that street improvements including streetlights, curb, gutter, sidewalk, pavement, pavement striping, and drainage facilities are required to be constructed along Kiernan Court. In addition, the Department of Public Works stated that the project is required to pay all applicable Public Facility Fees and the transportation fees identified in the Salida Planned Development Guidelines, based on the trip ends generated per the implementation guidelines. Payment of these fees will be incorporated into the project as conditions of approval.

Mitigation: None.

**References:** Referral response from the Department of Public Works dated February 22, 2019; Referral response from Caltrans, dated February 7, 2019; Stanislaus County General Plan and Support Documentation<sup>1</sup>.

XIX. UTILITIES AND SERVICE SYSTEMS Would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Require or result in the relocation or construction of new or expanded water, wastewater treatment or storm water drainage, electric power, natural gas, or telecommunications facilities, the construction or relocation of which could cause significant environmental effects?			X	
b) Have sufficient water supplies available to serve the project and reasonably foreseeable future development during normal, dry and multiple dry years?			x	
c) Result in a determination by the wastewater treatment provider which serves or may serve the project that it has adequate capacity to serve the project's projected demand in addition to the provider's existing commitments?			х	
d) Generate solid waste in excess of State or local standards, or in excess of the capacity of local infrastructure, or otherwise impair the attainment of solid waste reduction goals?			Х	

e) Comply with federal, state, and local management and		V	
reduction statutes and regulations related to solid waste?		^	

**Discussion** Limitations on providing services have not been identified. The project will be served by the City of Modesto for water and Salida Sanitary for sewer services. The Department of Public Works responded to a project referral indicating that the site will be required to annex into the Salida Lighting District and will be able to connect to the existing positive storm drainage system on Kiernan Court. However, in compliance with the County's Storm Water Pollution Prevention program, the first flush of storm water will have to remain on-site and be treated prior to releasing to the positive storm drain system. Conditions of approval will be added to the project to reflect this requirement.

Mitigation: None.

**References:** Referral response received from the Department of Public Works, dated February 22, 2019; Stanislaus County General Plan and Support Documentation<sup>1</sup>

XX. WILDFIRE – If located in or near state responsibility areas or lands classified as very high fire hazard severity zones, would the project:	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Substantially impair an adopted emergency response plan or emergency evacuation plan?			X	
b) Due to slope, prevailing winds, and other factors, exacerbate wildfire risks, and thereby expose project occupants to, pollutant concentrations from a wildfire or the uncontrolled spread of a wildfire?			X	
c) Require the installation of maintenance of associated infrastructure (such as roads, fuel breaks, emergency water sources, power lines or other utilities) that may exacerbate fire risk or that may result in temporary or ongoing impacts to the environment?			x	
d) Expose people or structures to significant risks, including downslope or downstream flooding or landslides, as a result of runoff, post-fire slope instability, or drainage changes?			х	

**Discussion**: This project is served by the Salida Fire Protection District. The site is not located in a State Responsibility Area. The site has access to a County-maintained road. The terrain is relatively flat, and it is not located near any bodies of water. Wildfire risk and risks associated with postfire land changes are considered to be less than significant.

Mitigation: None.

References: Application materials; Stanislaus County General Plan Safety Element and Support Documentation<sup>1</sup>

XXI. MANDATORY FINDINGS OF SIGNIFICANCE	Potentially Significant Impact	Less Than Significant With Mitigation Included	Less Than Significant Impact	No Impact
a) Does the project have the potential to substantially degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self-sustaining levels, threaten to eliminate a plant or animal community, substantially reduce the number or restrict the range of a rare or endangered plant or animal or eliminate important examples of the major periods of California history or prehistory?			X	

b) Does the project have impacts that are individually limited, but cumulatively considerable? ("Cumulatively considerable" means that the incremental effects of a project are considerable when viewed in connection with the effects of past projects, the effects of other current projects, and the effects of probable future projects.)	х	
c) Does the project have environmental effects which will cause substantial adverse effects on human beings, either directly or indirectly?	x	

**Discussion:** Review of this project has not indicated any features which might significantly impact the environmental quality of the site and/or the surrounding area. The project site was assumed for development in the General Plan, so the project would not contribute to cumulative effects beyond those already considered in the General Plan EIR.

Mitigation: None.

**References:** Initial Study; EIR Stanislaus County General Plan and ALUCP, 2016; Stanislaus County General Plan and Support Documentation<sup>1</sup>

<sup>&</sup>lt;sup>1</sup>Stanislaus County General Plan and Support Documentation adopted in August 23, 2016, as amended. *Housing Element* adopted on April 5, 2016.



1010 10<sup>TH</sup> Street, Suite 3400, Modesto, CA 95354 Planning Phone: (209) 525-6330 Fax: (209) 525-5911 Building Phone: (209) 525-6557 Fax: (209) 525-7759

#### **NEGATIVE DECLARATION**

NAME OF PROJECT: Rezone & Parcel Map Application No. PLN2018-0173 -

VIG - Golden State, LLC.

LOCATION OF PROJECT: 5049 Kiernan Court, north of Highway 99 & Kiernan

> Interchange, in the Community of Salida. Stanislaus

County. APN: 136-017-017.

Craig Lewis **PROJECT DEVELOPERS:** 

Lewis Capital Advisors

1101 Sylvan Avenue, Suite B-28

Modesto, CA 95350

**DESCRIPTION OF PROJECT:** Request to rezone a 3.06-acre parcel currently zoned P-D (319), which is expired, to a new P-D (Planned Development) to allow the construction of a 62,185 square-foot hotel and a 15,725 square-foot office/warehouse. A parcel map to create parcels of 2 and 1.06 acres is also included with this request.

Based upon the Initial Study, dated June 19, 2019, the Environmental Coordinator finds as follows:

- 1. This project does not have the potential to degrade the quality of the environment, nor to curtail the diversity of the environment.
- 2. This project will not have a detrimental effect upon either short-term or long-term environmental goals.
- This project will not have impacts which are individually limited but cumulatively 3. considerable.
- This project will not have environmental impacts which will cause substantial adverse 4. effects upon human beings, either directly or indirectly.

The Initial Study and other environmental documents are available for public review at the Department of Planning and Community Development, 1010 10th Street, Suite 3400, Modesto, California.

Initial Study prepared by: Kristin Doud, Senior Planner

Submit comments to: Stanislaus County

Planning and Community Development Department

1010 10th Street, Suite 3400 Modesto, California 95354

#### PROJECT DESCRIPTION FOR HOME 2 SUITES BY HILTON

This project will develop an innovative 94 room, new concept for Hilton Corporation, extended stay suites style hotel located on 2 acres at 5409 Kiernan Court in Salida, CA. The hotel will be 4 stories in height which is comparable to the previously approved three story general office building. The room sizes will range from studios to one bedroom units, each with a kitchenette. There will be an enclosed pool area, banquet rooms, meeting areas and a combination fitness and laundry room. The superior design will allow an exceptional guest experience, but at a lower operational cost. The number of hotel employees will range from 4-6 depending on the time of day/night. Please see the attached architectural drawings for greater details of the elevations and site plan. The site will be heavily landscaped, particularly along the border with the single family home sites and an 8' high masonry wall will be constructed along that same boundary. All of the rooftop mechanical equipment will be screened and recessed behind a solid 6' high parapet wall. There will be an 80' distance between the hotel structure and the single family residences. The footprint for the hotel has been moved as far forward on the site plan as possible fronting Kiernan Court.

This concept has been extremely successful throughout the United States and Canada.

#### DEVELOPMENT SCHEDULE

Phase 1: (Parcel One, Home 2 Suites by Hilton) Construction to begin on or before June, 1, 2021 And be completed on or before June 1, 2022.

Phase 2: ( Parcel 2, Office/Warehouse) Construction to begin on or before June 1, 2022 And be completed on or before June 1, 2023

#### LIST OF PROPOSED/PERMITTED LOW TRAFFIC GENERATING USES FOR THE VIG, LLC- REZONE TO PD ON KIERNAN COURT IN SALIDA, CA

- 1. Mail order establishments, storage and service, printing and publishing, book binding and paper sales.
- 2. Art Galleries
- 3. Assembly of technical instruments, including computers, business machines and similar mechanical equipment.
- 4. Compounding and packaging of cosmetics, phamaceuticals and toiletries.
- 5. Manufacturing and assembling of jewelry, watches, clocks, precision instruments, bottles and other glass products made from previously prepared materials, electric and electronic instruments and equipment, electric motors, toys, and television or radio studios /stations.
- 6. Assembling of paper products, pens pencils and artist supplies when such goods are made from previously prepared materials.
- 7. Assembling of containers from previously prepared materials when such process does not include enameling, lacquering, rubber coating or electrical plating.
- 8. Printing or publishing.
- 9. Retail store when contained entirely within a building and is determined to be a low traffic generating use by county planning staff.
- 10. Personal service establishment.
- 11. Hotel / motel.
- 12. Any other low traffic generating use approved by county planning staff.



#### Memorandum

To: Kristin Doud

From: Sam Harned

Project: Home2 Suites Salida

Project #: 18-024

Date: 10 May 2019

RE: Preliminary Landscape Plan incorporating community input

The preliminary landscape plan has been amended to include the input received from the community in attendance at the meeting held March 25, 2019. At that meeting the community acknowledged the screening proposed in the preliminary landscape plan, and requested as immediate screening impact as feasible. The project acknowledges this request and proposes to up-size the container size for the screen trees along the edges of the existing residences; this is reflected on the updated preliminary plan dated 5/10/2019.